

***** PUBLIC DOCKET *****

**U.S. District Court
Southern District of Indiana (Terre Haute)
CIVIL DOCKET FOR CASE #: 2:22-cv-00587-JPH-MG**

BOYKINS v. SIMMERMAN et al
Assigned to: Judge James Patrick Hanlon
Referred to: Magistrate Judge Mario Garcia
Cause: 42:1983 Prisoner Civil Rights

Date Filed: 12/21/2022
Jury Demand: Plaintiff
Nature of Suit: 555 Prisoner Petitions - Prison
Condition
Jurisdiction: Federal Question

Plaintiff**MAURICE DANTRELL BOYKINS**

represented by **MAURICE DANTRELL BOYKINS**
285506
WABASH VALLEY - CF
WABASH VALLEY CORRECTIONAL FACILITY -
Inmate Mail/Parcels
6908 S. Old US Hwy 41
P.O. Box 1111
CARLISLE, IN 47838
PRO SE

V.

Defendant**SIMMERMAN**
Serjant

represented by **Breanne Chambers**
Office of Indiana Attorney General
302 West Washington Street
Ste IGCS-5th Floor
Indianapolis, IN 46204
317-232-5924
Email: breanne.chambers[atg.in.gov
ATTORNEY TO BE NOTICED

Erica Lee Sawyer
INDIANA ATTORNEY GENERAL
Indiana Government Center South, 5th Floor
302 West Washington St.
Indianapolis, IN 46204-2770
317-232-6202
Fax: 317-232-7979
Email: Erica.Sawyer[atg.in.gov
ATTORNEY TO BE NOTICED

Defendant**TEARKNEE**
Officer

represented by **Breanne Chambers**
(See above for address)





ATTORNEY TO BE NOTICED


Erica Lee Sawyer

(See above for address)

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
12/21/2022	1	CONSENT to Prisoner E-Service by MAURICE DANTRELL BOYKINS located at WVCF. Pursuant to General Order 2013-1, documents submitted by MAURICE DANTRELL BOYKINS to the court for filing will generate a Notice of Electronic Filing that will constitute official service upon registered users of CM/ECF. If any parties to the case are not registered CM/ECF users, the Clerk of the Court will mail the document via U.S. Postal Service on behalf of the inmate. NOTE: The E-Filing Program does not affect the obligation of other parties to serve copies of documents in accordance with the Federal Rules of Civil Procedure. (Attachments: # 1 Envelope)(DRB) (Entered: 12/22/2022)
12/21/2022	2	COMPLAINT against SIMMERMAN, TEARKNEE, filed by MAURICE DANTRELL BOYKINS. (No fee paid with this filing) (Attachments: # 1 Exhibit, # 2 Envelope)(DRB) (Entered: 12/22/2022)
12/21/2022	3	MOTION for Leave to Proceed in forma pauperis, filed by Plaintiff MAURICE DANTRELL BOYKINS. (Attachments: # 1 Envelope)(DRB) (Entered: 12/22/2022)
12/22/2022	4	Notice to File Rule 7.1 Disclosure Statement. (RAGS) (DRB) (Entered: 12/22/2022)
12/22/2022	5	MAGISTRATE JUDGE's NOTICE of Availability to Exercise Jurisdiction issued. (DRB) (Entered: 12/22/2022)
12/27/2022	6	ORDER granting 3 Motion for Leave to Proceed in forma pauperis to the extent that the plaintiff is assessed an initial partial filing fee of Fifty-Six Dollars and Fifty-Four Cents (\$56.54). The plaintiff shall have through January 27, 2023, in which to pay this sum to the clerk of the district court. See Order. Signed by Judge James Patrick Hanlon on 12/27/2022. (KAA) (Entered: 12/27/2022)
01/04/2023	7	NOTICE to Pro se Litigant - The following information is provided to pro se litigants to inform them about rules and procedures governing how they communicate with the Court. (JRT) (Entered: 01/04/2023)
01/04/2023	8	MOTION for Court Assistance, filed by Plaintiff MAURICE DANTRELL BOYKINS. (Attachments: # 1 Exhibit, # 2 Envelope)(JDC) (Entered: 01/05/2023)
01/13/2023	9	RECEIPT #3406 for filing fee in the amount of \$56.04, paid by MAURICE DANTRELL BOYKINS. (DRB) (Entered: 01/13/2023)
01/13/2023	10	MOTION to Amend/Correct 2 Complaint, MOTION to Appoint Counsel, filed by Plaintiff MAURICE DANTRELL BOYKINS. (Attachments: # 1 Envelope)(JDC) (Entered: 01/17/2023)
01/19/2023	11	ORDER - The clerk is directed to send Mr. Boykins a motion for recruiting counsel form with his copy of this Order. Mr. Boykins must use this form if he chooses to file a motion for assistance recruiting counsel. The motion at dkt. 8 is granted to the extent that the Court issues this Order. The clerk is directed to send Mr. Boykins a prisoner complaint form with his copy of this Order. Mr. Boykins should use this form if he chooses to file an amended complaint. At this time, the motion to amend, dkt. 10 , is denied as moot. SEE ORDER. Signed by Magistrate Judge Mario Garcia on 1/19/2023. (Attachments: # 1 Motion for Counsel Form, # 2 Prisoner Complaint Form) (KAA) (Entered: 01/19/2023)

02/02/2023	12	ORDER Directing Prisoner Payment - Plaintiff's custodian is directed to withhold sums from the inmate trust account of MAURICE DANTRELL BOYKINS, 285506, and to forward such sums to the Clerk of this Court. As of the issuance of this Order, the balance of the filing fee still due in this case is \$293.96. A copy of this Order shall be sent to plaintiff and to plaintiff's custodian. (SEE ORDER.) Copies sent pursuant to distribution list via US mail. Signed by Judge James Patrick Hanlon on 2/2/2023.(TPS) (Entered: 02/02/2023)
02/07/2023	 13	MOTION to Appoint Counsel, filed by Plaintiff MAURICE DANTRELL BOYKINS. (DWH) (Entered: 02/07/2023)
02/21/2023	 16	MOTION for Court Assistance, filed by Plaintiff MAURICE DANTRELL BOYKINS. (Attachments: # 1 Envelope)(JDC) (Entered: 02/22/2023)
02/22/2023	14	NOTICE of Retaliation, filed by Plaintiff MAURICE DANTRELL BOYKINS (JDC) (Entered: 02/22/2023)
02/22/2023	15	MOTION Requesting Copies, filed by Plaintiff MAURICE DANTRELL BOYKINS. (Attachments: # 1 Exhibit)(JDC) (Entered: 02/22/2023)
03/07/2023	 17	MOTION to Appoint Counsel, filed by Plaintiff MAURICE DANTRELL BOYKINS. (DWH) (Entered: 03/07/2023)
03/08/2023	18	Order Screening Complaint and Directing Service of Process - This summary includes all viable claims identified by the Court. If Mr. Boykins believes the complaint contains additional viable claims, he may file a notice identifying those claims within 21 days of the issuance of this Order. The clerk is directed to issue process to defendants Sergeant Simmerman and Officer Tearknee. The clerk is directed to serve the defendants electronically. Signed by Judge James Patrick Hanlon on 3/8/2023.(KAA) (Entered: 03/09/2023)
03/09/2023	19	NOTICE of Lawsuit & Waiver Issued by Clerk upon: 1) SERGEANT SIMMERMAN ; 2) OFFICER TEARKNEE. (KAA) (Entered: 03/09/2023)
03/09/2023	20	Documents to be Sent via Electronic Notice - re 2 Complaint, 19 NOTICE of Lawsuit & Waiver Issued by Clerk, 18 Order Electronic Notice to IDOC. (KAA) (Entered: 03/09/2023)
03/28/2023	21	NOTICE of Additional Viable Claims of Error, filed by Plaintiff MAURICE DANTRELL BOYKINS (JDC) (Entered: 03/29/2023)
03/29/2023	22	NOTICE of Appearance by Breanne Chambers on behalf of Defendants SIMMERMAN, TEARKNEE. (Chambers, Breanne) (Entered: 03/29/2023)
03/29/2023	23	NOTICE of Appearance by Erica Lee Sawyer on behalf of Defendants SIMMERMAN, TEARKNEE. (Sawyer, Erica) (Entered: 03/29/2023)
04/06/2023	24	WAIVER OF SERVICE Returned Executed, filed by TEARKNEE, SIMMERMAN. TEARKNEE waiver sent on 3/9/2023; SIMMERMAN waiver sent on 3/9/2023. (Chambers, Breanne) (Entered: 04/06/2023)
04/07/2023	25	ORDER - The clerk is directed to send Mr. Boykins copies of his grievance forms, dks. [15-1], with his copy of this Order. Mr. Boykins' motion, dkt. 15 , is granted to the extent that the Court issues this Order. In all other respects, the motion is denied. (SEE ORDER.) Signed by Magistrate Judge Mario Garcia on 4/7/2023. (Attachments: # 1 Copy of Dkt. 15-1) (TPS) (Entered: 04/07/2023)
04/07/2023	26	RECEIPT #4659 for filing fee in the amount of \$38.00, paid by MAURICE DANTRELL BOYKINS. (DRB) (Entered: 04/07/2023)
04/11/2023	 27	MOTION for Temporary Restraining Order, filed by Plaintiff MAURICE DANTRELL BOYKINS. (AKH) (Entered: 04/11/2023)

04/12/2023	28	MOTION to Amend/Correct Error, filed by Plaintiff MAURICE DANTRELL BOYKINS. (JDC) (Entered: 04/12/2023)
04/19/2023	 29	MOTION to Appoint Counsel, filed by Plaintiff MAURICE DANTRELL BOYKINS. (JDC) (Entered: 04/19/2023)
04/20/2023	30	ORDER - On April 11, 2023, Mr. Boykins filed a motion for a temporary restraining order. The Court ORDERS the defendants to file a separate response to this motion when they answer or otherwise respond to the complaint on or before May 8, 2023. Mr. Boykins has also filed a Motion to Correct Error in response to the screening order The motion, dkt. 28 , is GRANTED TO THE EXTENT that the Court judicially notices this filing. (SEE ORDER.) Signed by Magistrate Judge Mario Garcia on 4/20/2023. (TPS) (Entered: 04/21/2023)
04/25/2023	31	RECEIPT #4896 for partial filing fee in the amount of \$20.00, paid by MAURICE DANTRELL BOYKINS. (DJH) (Entered: 04/25/2023)

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